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OFFICE OF PETITIONS

In re Application of :
Banerjee et al. : DECISION GRANTING
Application No. 10/032,657 : PETITION
Filed: 28 December, 2001 :
Attorney Docket No. 464-1045 US :

This is a decision on the petition styled under 37 CFR 1.53, filed by facsimile on 11 June, 2003, which is treated as a petition under 37 CFR 1.10(c) requesting that the above-identified application be accorded a filing date of 28 December, 2001, rather than the presently accorded filing date of 28 October, 2001.

Petitioner alleges that the application was deposited in Express Mail service on 28 December, 2001. Although petitioner has not provided a copy of the Express Mail label, a search of the USPTO USPS Express Mail database reveals that a mailing bearing Express Mail Label No. ET733483659US (the same Express Mail number found on the itemized transmittal sheet accompanying the original application papers located in the official file) was accepted by the USPS (i.e. given a "date-in" of) 28 December, 2001.

In view of the above, the petition is granted. No petition fee is required and none has been charged.

The application is being forwarded to the Office of Initial Patent Examination for correction of the filing date to **28 December, 2001**.

Telephone inquiries specific to this matter should be directed to the undersigned at (703) 308-6918.

Douglas I. Wood
Senior Petitions Attorney
Office of Petitions